



**Ordinance No. O2016-06-001**

**AN ORDINANCE OF THE COUNCIL OF THE CITY OF NOGALES, ARIZONA, AMENDING CITY DEVELOPMENT STANDARDS CODE ARTICLE ONE ZONING BY ADDING NEW SECTION 515 RELATING TO MARIJUANA DISPENSARIES. (P & Z)**

BE IT ORDAINED by the Mayor and the Council of the City of Nogales, Arizona, as follows:

**Section 1:** Nogales Development Standards Code Article One "Zoning" is hereby amended to add new section 515, which shall read as follows:

**Sec. 515**      **Marijuana Dispensaries**

Marijuana Dispensaries shall comply with the following regulations:

1. This use shall only be permitted in the General Commercial zoning district.
2. Hours of operation are restricted from 8 a.m. to 7 p.m.
3. This use shall be located no closer than 1,600 feet to a public or private school, church, library or daycare center,
4. Onsite parking shall be one space per 250 square feet of floor space plus one space per two employees.
5. This use must be located in a permanent building only; manufactured/mobile offices are prohibited.
6. All sales must be in person and take place inside the building; offsite deliveries and drive-through sales are prohibited.

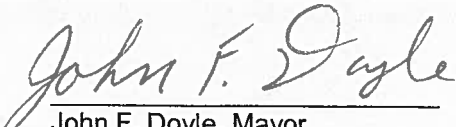
**Section 2:** All other ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of any such conflict.

**Section 3:** This Ordinance shall take effect thirty days from enactment.

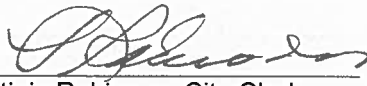
**Section 4:** In the event any provision in this ordinance is held invalid by any court of competent jurisdiction, the remaining provisions in this ordinance shall be deemed severable and shall remain in full force and effect.

**Section 6:** The City Clerk is directed to publish the text of this Ordinance in a newspaper of general circulation for two (2) consecutive weeks after its effective date, and further to post a copy of this Ordinance in three (3) or more public places within the City.

**PASSED, ADOPTED, AND APPROVED** by the Council of the City of Nogales, Arizona, this 08th day of June, 2016.

  
John F. Doyle, Mayor

**ATTEST:**

  
Leticia Robinson, City Clerk

**APPROVED AS TO FORM:**

  
Jose L. Machado, City Attorney